

VIRGINIA: At a Regular Meeting of the Bland County Board of Supervisors held at the Bland County Courthouse located in Bland, Virginia, on the twenty-fourth day of March, 2009 at 5:00 p.m., the following duly elected and qualified members were present or absent.

PRESENT: John C. Thompson, Karen Hodock, Jason R. Ramsey, Henry Blessing

ABSENT: None

ALSO PRESENT: Jonathan D. Sweet, County Administrator, Carol Hall, Deputy Administrator,
Paul Cassell, County Attorney

CALL TO ORDER

Chairman Mr. Thompson called the March 2009 regular meeting to order.

INVOCATION

PLEDGE TO FLAG

The invocation was offered and pledge to the flag was led by the County Administrator, Jonathan Sweet.

MAR. 24, 2009 MTG AGENDA APPROVED WITH ADDITION OF A CLOSED SESSION CONSENT AGENDA APPROVED AS PRESENTED

*****MOTION to approve the Meeting Agenda with an addition of a Closed Session and approve the Consent Agenda which consists of the minutes of February 24, 2009, bills for the month of March 2009, in the amount of \$244,994.86, payrolls of March 2, 2009 and March 16, 2009 totaling \$173,992.84, reports from the Sheriff, Treasurer, Animal/Litter Control, Building Official, E-911, Public Works Director, Meals & Lodging and Recycling was made by Karen Hodock and seconded by Henry Blessing.

Vote on this motion was as follows: Jason Ramsey, yes; Henry Blessing, yes; Karen Hodock, yes; John Thompson, yes. The motion passed unanimously.

VDOT REPORTS

Chairman Mr. Thompson advised of the VDOT Six-Year Secondary Road Plan public hearing to be held April 28, 2009, and advised of a public hearing of March 25th at Southwest Community College to receive public comments on the closing of service levels.

MT. ROGERS PLANNING DISTRICT COMMISSION

Dave Barrett, Executive Director presented an overview of services and programs offered through the Mt. Rogers Planning District Commission. MRPDC would be requesting \$5,567.00 for fiscal year 2009-2010, which is an increase of 4.24% over the 2008-2009 fiscal year.

SOCIAL SERVICES JANUARY 2009 REPORT APPROVED

*****MOTION to accept the January 2009, Social Services report in the amount of \$59,134.68, with the local allotment of \$20,039.40, was made by Henry Blessing and seconded by Jason Ramsey.

Vote on this motion was as follows: Karen Hodock, yes; Henry Blessing, yes; Jason Ramsey, yes; John Thompson, yes. The motion passed unanimously.

SCHOOLS APRIL 2009 REQUISTION APPROVED

*****MOTION to approve and appropriate the Bland County School Boards' April 2009 requisition in the amount of \$800,000.00, to approve the meeting minutes of Feb. 19th, 2009 and Feb. 23rd, 2009 and to approve all check registers submitted to the Board of Supervisors for the month of January and February 2009 was made by Jason Ramsey and seconded made by Henry Blessing.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed unanimously.

TREASURER'S REPORT

John Goins, Treasurer reported collection of 91% of the 2008 real estate taxes and the collection of 93% in personal property taxes, 2009 county decals are available for purchase, and hours to be extended for the sale of the decals prior to the 15th.

COMMISSIONER OF REVENUE

Cindy Wright, Commissioner of Revenue advised that her office is taking age credit applications.

ANIMAL CONTROL/LITTER CONTROL

Remona Jackson, Animal Control/Litter Control Officer, reported on the 23 probationers being monitored and expressed concern of dogs not having a chance for adoption, or owners claiming their dogs, from the Wythe County Animal Shelter due to the lack of a receptionist.

E-911 COORDINATOR REPORTS

Willie Howlett, Coordinator reported more 911 road signs damaged.

SMYTH-BLAND REGIONAL LIBRARY REPORT

Lois Shupe, representative, reported the January 2009 library statistics.

COUNTY ATTORNEY REPORTS

Paul Cassell, County Attorney advised of work completed with the deeds of the Wolf Creek Indian Village (WCIV).

Supervisor Mr. Blessing requested Mr. Cassell look into a local tax on tobacco products and report to the board at the April meeting.

PUBLIC COMMENTS

Elmer Chewning, Mechanicsburg resident, requested that the board act immediately to carry out the desires of the people for a Supervisor-At-Large and have in effect for the November 2009 election.

It was the consensus of the Board that the County Administrator investigate the proper procedures, ratifications, and report back to the Board.

STIMULUS FUNDING RESOLUTION PASSES

*****MOTION to approve the Stimulus Funding Resolution for various drinking water projects in the County was made by Karen Hodock and seconded by Henry Blessing.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed 4-0.

ENGINEERING SERVICES CONTRACT APPROVED

*****MOTION to approve the Engineering Services Contract which would allow for the expediting of projects, contingent upon the review of the County Attorney was made by Karen Hodock and seconded by Henry Blessing.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed 4-0.

2009-2010 EMPLOYEE HEALTH INSURANCE RENEWAL

*****MOTION that the County continue with The Local Choice Program to administrator the employee's 2009-2010 health insurance coverage was made by Karen Hodock and seconded made by Henry Blessing.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, abstain; Henry Blessing, yes; John Thompson, yes. The motion passed 4-0.

OPPOSITION TO THE EMPLOYER FREE CHOICE ACT RESOLUTION ADOPTED

*****MOTION to adopt the Resolution in Opposition of the Employer Free Choice Act was made by Henry Blessing and seconded by Jason Ramsey.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed 4-0.

PARTIAL ASSESSMENT RESOLUTION

*****MOTION to schedule a Public Hearing in April, on the adoption of an ordinance of Partial Assessment of construction was made by Karen Hodock and seconded by Jason Ramsey.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed 4-0.

BUDGET APPROPRIATION AND TRANSFER FROM CAPITAL IMPROVEMENT PROJECT TO BP WATER FUNDS 08-09 FISCAL YEAR

*****MOTION to approve the budget appropriation of \$95,000.00 from the Capital Improvement Project funds into the BP Water Project Funds was made by Karen Hodock and seconded by Henry Blessing.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed 4-0.

RESOLUTION OF RECOGNITION

The County Administrator was directed to draw up a resolution, for the April meeting, recognizing the girl's basketball team and their coaches and the boy's football team for a good sports year.

The County Administrator was ask to investigate the funds from the Wythe-Bland Community Foundation in regard to expenditures of a Farmers Market.

CLOSED SESSION *****"Move to go into a closed session to discuss a personnel matter pursuant to 2.2-3711-A, subparagraph 1 of the Code of Virginia was made by Jason Ramsey and seconded by Henry Blessing.

Vote on the motion was as follows: Jason Ramsey, yes; Karen Hodock, yes; Henry Blessing, yes; John Thompson, yes. The motion passed 4-0.

"Move to return to Regular Session, adopt the certification and waive the reading of the certification of a Closed Session but certify that only items announced by the Board were discussed was made by Jason Ramsey, seconded by Henry Blessing.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed 4-0.

AFFORDABLE TRACTORS, INC. C.U.P. PUBLIC HEARING

Mr. Thompson opened the public hearing to receive public input on the application of Affordable Tractors, Inc., for a Conditional Use Permit, to conduct a Machinery Sales and Service operations, including farm and construction equipment upon a commercially zoned site, Tax Map #77A3-10-21, formerly known as the Blue Flash Marathon Service Station.

PUBLIC COMMENTS

No public comments were offered.

PUBLIC HEARING CLOSED

Mr. Thompson closed the public hearing.

AFFORDABLE TRACTORS, INC. C.U.P. APPROVED WITH CONDITIONS

*****MOTION to approve the Conditional Use Permit application of Affordable Tractors, Inc. to conduct a Machinery Sales and Services operation, including farm and construction equipment (42) upon Tax Map # 77A3-10-21, with the conditions of; 1) Lighting of the site, including the intensity and shielding so as to not adversely affect the adjacent or nearby property owners; 2) Legal and proper

disposal of all materials considered hazardous; 3) No outside storage of parts, equipment of disrepair, or any other item that is unsightly and not in a legitimate storage container or storage unit; 4) No disruptive noise associated with the operation of the business beyond ten (10) p.m. was made Jason Ramsey and seconded by Henry Blessing.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed 4-0.

HYLTON REZONE/C.U.P. APPLICATION PUBLIC HEARING OPENED

Chairman Mr. Thompson opened the Public Hearing to receive public comment on the application of Frazier and Crystal Hylton to rezone property from agricultural to commercial and obtain two Conditional Use Permits to conduct a Construction Sales and Service Operation (32) and allow for a Dwelling, Accessory (22) on property referred to as Tax Map # 89-A0-30A (493 White Pine Drive).

PUBLIC COMMENTS

No public comments were offered.

HYLTON PUBLIC HEARING CLOSED

Chairman Mr. Thompson closed the public hearing.

HYLTON REZONE AND C.U.P. APPLICATION APPROVED WITH CONDITIONS

*****MOTION to approve the request of Frazier and Crystal Hylton to rezone property from agricultural to commercial and approve two C.U.P.'s to operate Construction sales and service (32) and Dwelling, accessory (22) on Tax Map # 89-A-30A, 493 White Pine Drive with the conditions of; 1) after relocation of the business off of property or transfer of property ownership, the property, at no cost, will return to the original zone of agricultural, with the two Conditional Use Permits no longer valid, the exiting land owner shall be responsible for notifying the Bland County Zoning Department of such changes; and 2) and future expansion of the business cannot exceed the present square footage by more than 1,500 Sq. Ft. without reapplying for zoning approval was made by Karen Hodock and seconded by Jason Ramsey.

The vote on this motion was as follows: Karen Hodock, yes; Jason Ramsey, yes; Henry Blessing, yes; John Thompson, yes. The motion passed 4-0.

COUNTY ADMINISTRATOR – JONATHAN SWEET RESIGNS POSITION

Jonathan Sweet, County Administrator read aloud a letter of resignation.

ADJOURNED This meeting was adjourned April 9, 2009.

John C. Thompson, Chairman

Jonathan D. Sweet, County Administrator